

For the reasons set forth in the Memorandum of Law in Support of Plaintiffs’ Motion for Certification of the Settlement Class, Final Approval of the Class Action Settlement, Approval of FLSA Settlement and Service Awards (“Plaintiffs’ Motion for Final Approval”), and in the Declarations of Douglas M. Werman and Jennifer Schoen Gilbert in Support of Plaintiffs’ Motion for Final Approval, and the supporting exhibits attached thereto, Plaintiffs respectfully request that the Court enter an Order:

(1) Certifying the following Settlement Classes under Federal Rule of Civil Procedure

23(a) and (b)(3) for purposes of effectuating the Settlement:

- a. California Sub-Class: The California Sub-Class consists of all persons who were employed by Defendants as CAs at any time from February 1, 2008 through and including December 31, 2012 (“California Rule 23 Class”);
- b. Maryland Sub-Class: The Maryland Sub-Class consists of all persons who were employed by Defendants as CAs at any time from February 1, 2009 through and including December 31, 2012 (“Maryland Rule 23 Class”);
- c. New York Sub-Class: The New York Sub-Class consists of all persons who were employed by Defendants as CAs at any time from February 1, 2006 through and including December 31, 2012 (“New York Rule 23 Class”); and
- d. Washington Sub-Class: The Washington Sub-Class consists of all persons who were employed by Defendants as CAs at any time from February 1, 2009 through and including December 31, 2012 (“Washington Rule 23 Class”).

(2) Granting final approval of the Parties’ Settlement Agreement, appended as Attachment 1 to the Declaration of Douglas M. Werman, attached as Exhibit A to Plaintiffs’ Memorandum of Law in Support of Plaintiffs’ Motion for Certification of the Settlement Class, Final Approval of the Class Action Settlement, Approval of FLSA Settlement and Service Awards;

- (3) Granting final approval of the FLSA Settlement; and
- (4) Granting Service Awards to the Class Representatives and Consent Plaintiffs; and
- (5) Granting any other relief that the Court deems just and proper.

* * *

Plaintiffs have contemporaneously submitted a Proposed Order, attached as Exhibit D to Plaintiffs’ Memorandum of Law in Support of Plaintiffs’ Motion for Certification of

the Settlement Class, Final Approval of the Class Action Settlement, Approval of
FLSA Settlement and Service Awards.

Dated: September 26, 2013

Respectfully submitted,

By: s/ Jennifer Schoen Gilbert

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**Attorneys for Plaintiffs and the Putative Rule 23
Class Members and Collective Action Class
Members**